

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOV. 26 2003

On 11/21/2003

REED TOWNSEND and TOWNSEND and CREW LLP

By: Nancy Rizzo

NANCY RIZZO

PATENT

319

Edee
wA

Atty. Docket No. 018158-018610US

Client Reference No. VX-1137US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

STARK et al.

Application No.: 10/006,992

Filed: December 6, 2001

For: DIRECT WAVEFRONT-BASED
CORNEAL ABLATION TREATMENT
PROGRAM

Examiner: SHAY, David M.

Art Unit: 3739

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patent
PO Box 1450
Alexandria, VA 22313-1450

Sir:

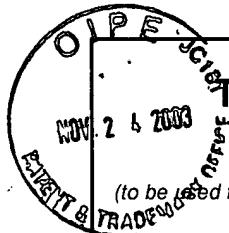
In response to the restriction requirement of October 27, 2003, Applicant's elect to prosecute Claims 18-20 of Group II, drawn to a method of determining the accuracy of a gradient array. Applicant's elect to prosecution these claims without traverse, and are herein canceling non-elected claims 1-17 and 21-35.

A copy of the pending claims starts on page 2 of this document.

RECEIVED

NOV 28 2003

TECHNOLOGY CENTER 13700



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/006,992
Filing Date	December 6, 2001
First Named Inventor	LAWRENCE W. STARK
Art Unit	3739
Examiner Name	SHAY, David M.
Total Number of Pages in This Submission	Attorney Docket Number 018158-018610US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

RECEIVED

NOV 28 2003

TECHNOLOGY CENTER R3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Townsend and Townsend and Crew LLP Mark D. Barrish	Reg. No. 36,443
Signature		
Date	11/21/2003	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Nancy Pizzo		
Signature		Date	11/21/2003